

From: Mike Perik
To: Microsoft ATR
Date: 1/23/02 3:57pm
Subject: Microsoft Settlement

To: Renata B. Hesse
Antitrust Division
U.S. Department of Justice
601 D Street NW
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Washington, DC 20530-0001

I would like to express my disapproval of the Proposed Final Judgment for the Microsoft settlement. The PFJ Fails to Prohibit Anticompetitive License Terms currently used by Microsoft

- Microsoft currently uses restrictive licensing terms to keep Open Source apps from running on Windows.
- Microsoft currently uses restrictive licensing terms to keep Windows apps from running on competing operating systems.
- Microsoft's enterprise license agreements (used by large companies, state governments, and universities) charge by the number of computers which could run a Microsoft operating system -- even for computers running competing operating systems such as Linux! (Similar licenses to OEMs were once banned by the 1994 consent decree.)

I also disagree with the proposal of Microsoft donating Microsoft products to schools this only helps them lock out competitors. They should be required to donate money that can be used for the purchase of any vendors hardware and/or software for a solution that best fits the needs of the school.

Sincerely,

Michael Perik, Batavia, Illinois; Software Engineer